

April 1, 1985

LB 208, 383A

and I thought it would be a chance here to put into the record that this is not setting the fee at \$10 but leaving that area open but it shall be based on the cost incurred. I do support the bill, however, and the A bill.

SPEAKER NICHOL: All right, the question is the advancement of 383A. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 31 ayes, 0 nays on the motion to advance LB 383A, Mr. President.

SPEAKER NICHOL: Okay, 383A advances. LB 208.

CLERK: Mr. President, 208 was a bill that was introduced by Senator Withem. (Read title.) The bill was read on January 15 of this year, referred to the Revenue Committee. It was advanced to General File. There are committee amendments by Revenue, Mr. President.

SPEAKER NICHOL: Senator Vard Johnson.

SENATOR V. JOHNSON: Mr. President, members of the Legislature, LB 208 deals with a subject that the Legislature has looked at and talked about from time to time but has never been able to muster the votes to take care of. It deals with something that in the oil and gas circles is known as a shrinkage allowance. Nebraska has one of the highest shrinkage allowances in the United States, and by a shrinkage allowance what I mean is this. When an importer of gas, that is a person who is going to sell gas out of bulk tanks, when an importer of gas brings gas into Nebraska, that importer must pay the Department of Revenue the gas tax that will ultimately be charged at the pumps. So if an importer wants to bring in 100,000 gallons of gasoline, the importer must remit to the Department of Revenue the appropriate gas tax on the 100,000 gallons of gasoline. However, under current shrinkage allowances, the importer does not have to...the importer may deduct from the 100,000 gallons of gasoline 3 percent of such amount, or in this case, 30,000, I am sorry, 3,000 gallons of gasoline upon which no tax must be paid. Now the rationale for the shrinkage allowance is that between the time the importer receives the gasoline and the time the gasoline is ultimately sold to the consumer, when the consumer puts the gas in the car, some of that gas will disappear. It will